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WAR FOOD ADMINISTRATION

Washington 25, D. C.

March 13, 1944

ADMINISTRATOR'S MEMORANDUM NO. 37

Delegation of Authority to Frank Hancock, as Administrator  
of the Farm Security Administration, to Approve Sales of  
Real and Personal Property and to Carry out the  
Expeditious Liquidation of Projects

By virtue of the authority vested in me by Executive Order No. 7027, dated April 30, 1935, as amended by Executive Order No. 7200, dated September 26, 1935, Executive Order No. 7028, dated April 30, 1935, Executive Order No. 7041, dated May 15, 1935, Executive Order No. 7530, dated December 31, 1936, as amended by Executive Order No. 7557, dated February 19, 1937, Executive Order No. 9322, dated March 26, 1943, as amended by Executive Order No. 9334, dated April 19, 1943, and by R. S. 161 (5 U. S. C., 1940 ed., 22), Frank Hancock, as Administrator of the Farm Security Administration, is authorized to sell and dispose of, in accordance with the applicable provisions of law, all real and personal property under the jurisdiction of the Farm Security Administration, and is further authorized and directed to do all things necessary in accordance with the applicable provisions of law, to carry out the expeditious liquidation of all resettlement projects, rural rehabilitation projects for resettlement purposes, cooperative land-leasing and land-purchasing associations and all other cooperative farming enterprises now under the jurisdiction of the Farm Security Administration, including the real and personal property comprising such enterprises, which come within the Congressional mandate to liquidate.

The authority hereby delegated includes, but is not limited to, the following:

(a) The approval of sales and conveyances of real property or interests therein held by the United States of America and under the jurisdiction of the Farm Security Administration, including real property held in trust for any State rural rehabilitation corporation, and to execute, on behalf of the United States of America, all deeds or other instruments necessary in connection therewith: Provided, however, that in selling such property, the Administrator shall be guided by the following principles:

1. Wherever practicable, sales of economic farm units shall be made to persons eligible under Title I of the Bankhead-Jones Farm Tenant Act at prices based on the earning capacity of the farms. The purchase price for each such farm shall be payable over a period not in excess of 40 years, and the unpaid portion of the purchase price shall bear interest at the rate of three per cent per annum.



2. Sales of subsistence units shall be for the reasonable fair value thereof. The purchase price shall be payable over a period not in excess of 40 years and the balance of the purchase price shall bear interest at the rate of three per cent per annum, payable annually.

3. All the interests in oil, gas and other mineral rights which are vested in or owned by the United States, either legally or equitably, at the time of the sale of lands in accordance with this authorization, shall be reserved when the properties to be conveyed are situated in areas where such mineral rights have substantial market value or where, based on the opinion of qualified geologists, such rights are prospectively of substantial market value. At least 75% of all of the oil, gas, and other mineral rights vested in or owned by the United States either legally or equitably at the time of conveyance will be reserved when such lands are situated within areas where such rights have no known market value or the market value thereof is nominal and where, based on the opinion of qualified geologists, such rights are not prospectively of substantial market value. Where mineral rights are to be transferred, including instances where the lands to be conveyed are held at the time of conveyance under purchase contracts reserving to the United States all minerals, the market value of the mineral rights to be conveyed will be taken into consideration in establishing the purchase price of such lands.

(b) The transfer, by sale or grant in accordance with the applicable provisions of law, of the school and other community facilities including, but not limited to, water systems, irrigation systems, sewage disposal systems, and other public utilities serving such projects, to eligible purchasers authorized by law to acquire, operate and maintain such facilities. All dedications pursuant to section 4 of the Bankhead-Black Act (40 U.S.C. 434) must be approved by me.

(c) The application in accordance with the applicable provisions of law, in those instances where property of the Government has been improved by land-leasing associations, of the reasonable fair value of such improvements against the outstanding obligations of such associations owing to the United States.

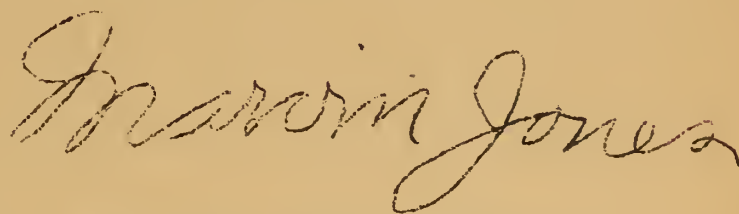
(d) In connection with the sale and disposition of such property or interests therein: (1) to exercise for and on behalf of the United States of America, all rights, privileges, and powers of the United States of America under the terms of any agreement or instrument heretofore or hereafter entered into in connection with the sale of such lands or property, or taken as security for the purchase price in connection with such sales; (2) to execute and perform all notices, consents, and other acts to be given or done by the United States of America under the aforesaid agreements

or security instruments; (3) to do and perform all things necessary for servicing, renewing, and collecting the outstanding indebtedness in favor of the United States of America and to accept, record, release, and satisfy instruments of security of all kinds, and (4) upon default in any payment or obligation, to enforce payment by realizing upon the security.

In the absence of the Administrator of the Farm Security Administration, or his inability to carry out the powers and functions hereby delegated, the authority conferred by this delegation may be exercised by the Acting Administrator of the Farm Security Administration.

This authority shall supersede the Secretary's Memorandum dated March 15, 1943 (8 F.R. 3221), designated "Authorization of Administrator to Approve Sales of Real Property and Execute Deeds," and shall supersede Administration Order 246, (Rev. 1), dated July 20, 1939 (4 F.R. 3389), designated "Authority to Approve the Sale of State Rural Rehabilitation Corporation Surplus Real Property."

All other delegations of authority not in conflict herewith shall remain unchanged and in full force and effect. In his discretion, the Administrator may delegate such of the powers as are hereby conferred upon him.

A handwritten signature in cursive script, reading "Marvin Jones".

War Food Administrator

